

110TH CONGRESS
1ST SESSION

S. 877

To amend the Controlled Substances Act to add human growth hormone to schedule III, to prohibit the sale of prescriptions for controlled substances for illegitimate purposes, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 14, 2007

Mr. SCHUMER introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Controlled Substances Act to add human growth hormone to schedule III, to prohibit the sale of prescriptions for controlled substances for illegitimate purposes, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Controlling the Abuse
5 of Prescriptions Act of 2007”.

1 **SEC. 2. HUMAN GROWTH HORMONE.**

2 (a) IN GENERAL.—Schedule III of section 202(c) of
3 the Controlled Substances Act (21 U.S.C. 812(c)) is
4 amended by adding at the end the following:

5 “(f) Growth hormone, recombinant human growth
6 hormone, or human growth hormone.”.

7 (b) EFFECTIVE DATE.—The amendment made by
8 this section shall take effect 30 days after the date of en-
9 actment of this Act.

10 **SEC. 3. BAD FAITH SALE OF PRESCRIPTIONS.**

11 (a) IN GENERAL.—Part D of the Controlled Sub-
12 stances Act (21 U.S.C. 841 et seq.) is amended by adding
13 at the end the following:

14 **“SEC. 424. BAD FAITH SALE OF PRESCRIPTIONS.**

15 “(a) OFFENSE.—It shall be unlawful for any practi-
16 tioner to knowingly sell, or otherwise transfer or deliver
17 in exchange for anything of pecuniary value, a prescription
18 for a controlled substance, other than in good faith in the
19 course of the professional practice of that practitioner.

20 “(b) PENALTY.—Any practitioner that violates sub-
21 section (a) shall be fined under title 18, United States
22 Code, imprisoned not more than 5 years, or both.”.

23 (b) TECHNICAL AND CONFORMING AMENDMENT.—
24 The table of contents for the Controlled Substances Act

- 1 (21 U.S.C. 801 et seq.) is amended by inserting after the
- 2 item relating to section 423 the following:

“Sec. 424. Bad faith sale of prescriptions.”.

